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February 21, 2022

**VIA ECF**

The Honorable Vernon S. Broderick  
United States District Judge  
United States District Court  
Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square, Room 415  
New York, NY 10007

**Re: *Angel Ayala v. BL 62 West 9<sup>th</sup> St, LLC., et al., Dkt. No. 20-cv-05233 (VSB)***

Dear Judge Broderick:

Defendants BL 62 West 9<sup>th</sup> St, LLC d/b/a Casa Apicii, BL 62 West 9<sup>th</sup> Management, LLC, Apicii, LLC, Apicii Advisors, LLC, Apicii Management, LLC, Thomas A. Dillon, and Bernard Schwartz (collectively, “Defendants”) write to provide Your Honor with a status update on the parties’ progress in submitting a revised proposed settlement agreement to the Court.

Pursuant to the Court’s February 1, 2022 Order, Your Honor granted the parties’ request for an extension of time to submit a revised proposed settlement agreement due to our difficulties in communicating with Defendants about this matter. We were able to connect with our clients late last week and are in the process of revising the proposed settlement agreement, and will obtain the parties’ signatures forthwith. Accordingly, we respectfully request an additional two (2) weeks, until March 7, 2022, to submit a fully executed revised proposed settlement agreement for the Court’s consideration.

A Pennsylvania Limited Liability Partnership

California Colorado Delaware District of Columbia Florida Georgia Illinois Minnesota Nevada  
New Jersey New York North Carolina Pennsylvania South Carolina Texas Virginia Washington



We thank the Court for its attention to this matter.

Respectfully submitted,

FOX ROTHSCHILD LLP

*/s/ Matthew C. Berger*

Matthew C. Berger

cc: All Counsel of Record (*via* ECF)